

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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RONALD HAYES,

Plaintiff,      **Docket #: 10-cv-1201 (DNH)(RFT)**

-against-

THE STATE OF NEW YORK D.O.C.S.; C.O.  
BURCH, Great Meadow Correctional Facility; C.O.  
WRIGHT, Great Meadow Correctional Facility; C.O.  
JONES, Great Meadow Correctional Facility; SMITH  
& WESSON; and the STATE OF NEW YORK,  
Defendants.

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**SMITH & WESSON'S NOTICE OF MOTION FOR SUMMARY JUDGMENT**

**PLEASE TAKE NOTICE**, that upon the annexed affidavit of Clem C. Trischler, Esq., the exhibits attached to that affidavit, the Motion for Summary Judgment and Memorandum of Law in Support, and all related filings, undersigned counsel will move this Court, on the 4<sup>th</sup> day of April 2013, at 9:30 a.m., for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure dismissing the Plaintiff's claims as against SMITH & WESSON CORP. in the above-captioned matter with prejudice, together with such other and further relief as the Court may deem just and proper.

Dated: February 14, 2013

PIETRAGALLO GORDON ALFANO  
BOSICK & RASPANTI, LLP

*s/ Clem C. Trischler*

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Clem C. Trischler

*Pro Hac Vice* Admission

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